



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants	Kay et al.	Examiner:	Unassigned
Serial No.:	10/017,478	Group Art Unit:	1615
Confirm. No:	5212	Docket:	1040-3
Filed:	December 14, 2001	Dated:	April 3, 2002
For:	MAGNESIUM PLUS INTERACTIVE AGENT DELIVERY		

Commissioner for Patents  
Washington, DC 20231

*I hereby certify this correspondence is being deposited  
with the United States Postal Service as first class mail,  
postpaid in an envelope, addressed to: Commissioner  
for Patents, Washington, D.C. 20231 on April 3, 2002.*

Signature: Rachleen A. [Signature]

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL  
APPLICATION - FILED UNDER 37 C.F.R. §1.53(b) - FILING DATE GRANTED**

Sir:

In response to a Notice to File Missing Parts of Nonprovisional Application mailed on  
January 9, 2002, Applicant hereby submits the following:

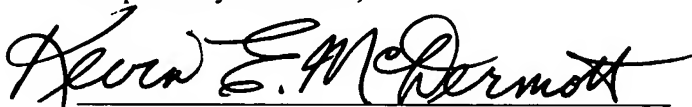
1. Copy of the Notice to File Missing Parts of Nonprovisional Application;
2. Combined Declaration and Power of Attorney executed by one of the two inventors;
3. A Petition Pursuant to 37 C.F.R. § 1.47 to Accept A Declaration When On Of The  
Inventors Refuses To Sign;
4. A Declaration by Kevin E. McDermott in support of the Petition;
5. A Petition for a one-month extension of time; and

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6. A check for \$1,110.00 which includes \$740.00 to complete the basic filing fee, \$130.00 for the late filing fee and \$130.00 for the Petition under 37 C.F.R. § 1.47 and \$110.00 for the one-month extension fee.

No additional fees are deemed necessary. If, however, any additional fees are due or an overpayment has been made, please charge our Deposit Account No. 08-2461 or credit our Deposit Account for such sum. A duplicate copy of this sheet is enclosed for that purpose.

Respectfully submitted,

A handwritten signature in black ink, reading "Kevin E. McDermott". The signature is fluid and cursive, with the first name "Kevin" and last name "McDermott" clearly legible.

Kevin E. McDermott  
Registration No.: 35,946  
Attorney for Applicants

HOFFMANN & BARON, LLP  
6900 Jericho Turnpike  
Syosset, New York 11791  
(516) 822-3550  
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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants	Kay et al.	Examiner:	Unassigned
Serial No.:	10/017,478	Group Art Unit:	1615
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Office of Initial Patent Examination  
Customer Service Center  
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D.C. 20231 on April 3, 2002.*

Signature: Kathleen A. J.**REQUEST FOR CORRECTED FILING RECEIPT**

Sir:

Attached is a copy of the Official Filing Receipt received from the PTO in the above  
application for which issuance of a corrected filing receipt is respectfully requested.

There is an error with respect to the following data, which is incorrectly entered:

**Error in:**

1. Name of Law Firm representing applicants: -- HAFFMANN & BARON, LLP --

**Correct data:**

1. Name of Law Firm representing applicants: -- HOFFMANN & BARON, LLP --

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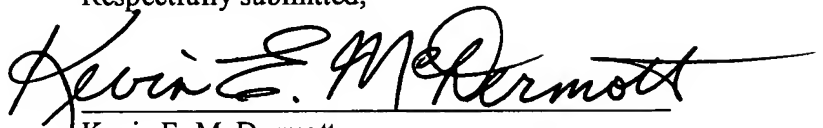
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A copy of the Filing Receipt with the requested corrections marked in red is attached hereto.

The corrections are not due to any error by applicant and no fee is due.

Respectfully submitted,

A handwritten signature in black ink, reading "Kevin E. McDermott". The signature is fluid and cursive, with a long horizontal stroke extending to the right.

Kevin E. McDermott  
Registration No.: 35,946  
Attorney for Applicants

HOFFMANN & BARON, LLP  
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APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE REC'D	ATTY DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
10/017,478	12/14/2001	1615	0.00	1040-3	1	18	3

CONFIRMATION NO. 5212

## FILING RECEIPT



\*OC000000007285924\*

Ronald J. Baron, Esq.  
HOFFMANN & BARON, LLP  
6900 Jericho Turnpike  
Syosset, NY 11791

JAN 14 2002

HOFFMANN

HOFFMANN &amp; BARON, LLP

Date Mailed: 01/09/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

## Applicant(s)

Robert A. Kay, Residence Not Provided;  
Larry K. Thomas, Residence Not Provided;

## Domestic Priority data as claimed by applicant

THIS APPLN CLAIMS BENEFIT OF 60/255,616 12/14/2000

## F reign Applications

If Required, Foreign Filing License Granted 01/09/2002

Projected Publication Date: To Be Determined - pending completion of Missing Parts

N n-Publication Request: No

Early Publication Request: No

## Title

Magnesium plus interactive agent delivery

## Preliminary Class

424

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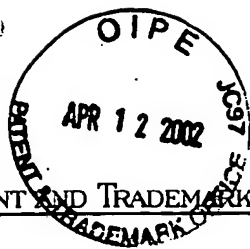
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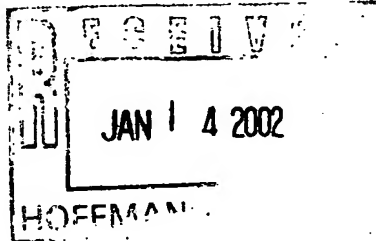
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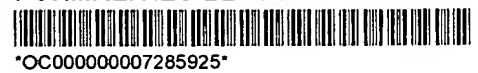
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L.C.  
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/017,478	12/14/2001	Robert A. Kay	1040-3

Ronald J. Baron, Esq.  
HAFFMANN & BARON, LLP  
6900 Jericho Turnpike  
Syosset, NY 11791



CONFIRMATION NO. 5212  
FORMALITIES LETTER



Date Mailed: 01/09/2002

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

**FILED UNDER 37 CFR 1.53(b)**

***Filing Date Granted***

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 740 to complete the basic filing fee for a non-small entity. If appropriate, applicant may make a written assertion of entitlement to small entity status and pay the small entity filing fee (37 CFR 1.27).*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(l) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 870.

*A copy of this notice **MUST** be returned with the reply.*

*Teddy*  
Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

04/16/2002 STEFFERA 00000061 10017478

01 FC:101  
02 FC:105

740.00 OP  
130.00 OP

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